



Serial No.: 101070339

H&O File No.: A0ARS-03600

By: TBH
PTC

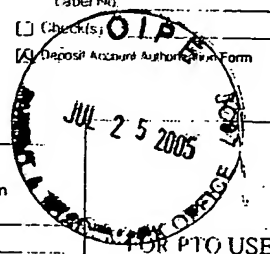
In the Matter of The Application of: Wayne A. Feck et al.

Date Mailed: 7-21-05

Due Date: 10/6/05

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| <input type="checkbox"/> Utility Patent Application _____ Pages | <input type="checkbox"/> Form PTOL-85B (Issue Fee Trans.) & dup. | <input checked="" type="checkbox"/> Certificate of Mailing |
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PATENT
Attorney Docket No.: AVARS-02600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	) Group Art Unit:
Wayne A. Feick et al.	) Examiner:
Serial No.: 10/070,339	) <u>TRANSMITTAL LETTER</u>
Filed: February 27, 2002	) 162 N. Wolfe Road
For: METHOD AND APPARATUS FOR	) Sunnyvale, CA 94086
COMMUNICATING DATA	) (408) 530-9700
WITHIN MEASUREMENT	) Customer No.: 28960
TRAFFIC)

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

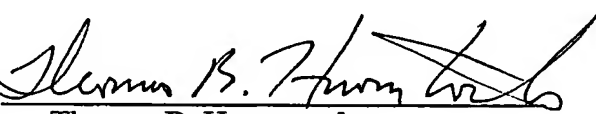
Sir:

Enclosed please find a Supplemental Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) for the Information Disclosure Statement, and Form PTO-1449, including a copy of the reference contained thereon, for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 7-21-05

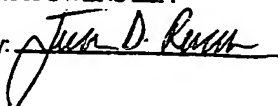
By: 
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP

Date: 7-21-05 By: 



PATENT
Attorney Docket No.: AVARS-02600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Group Art Unit:
Wayne A. Feick et al.	)	Examiner:
Serial No.: 10/070,339	)	<u>CERTIFICATION FOR</u>
Filed: February 27, 2002	)	<u>SUPPLEMENTAL INFORMATION</u>
For: METHOD AND APPARATUS FOR	)	<u>DISCLOSURE STATEMENT UNDER 37</u>
COMMUNICATING DATA	)	<u>CFR § 1.97(e)</u>
WITHIN MEASUREMENT	)	162 N. Wolfe Road
TRAFFIC	)	Sunnyvale, CA 94086
	)	(408) 530-9700

MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

Certification

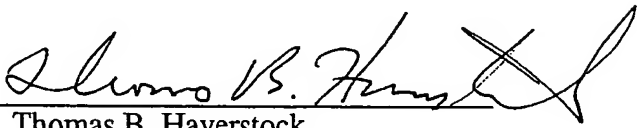
I, the person signing below, hereby certify that the printed publication contained in the enclosed supplemental information disclosure statement was cited within an Official Action mailed on July 6, 2005. **Accordingly, I hereby certify that the reference contained within this supplemental information disclosure statement was not cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, the reference contained within this supplemental information disclosure statement was not known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement. 37 C.F.R. 1.97(e)(2).**

Identification of Person Making Certification

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 7-21-05

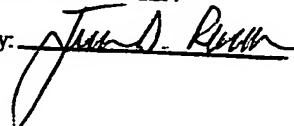
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MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citation listed below, copy attached, may be material to the examination of the above-identified application, and is therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make this citation of official record in this application.

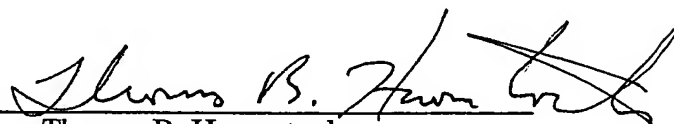
Applicants have become aware of the following printed publication which may be material to the examination of this application:

- U.S. Patent No. 6,829,221 B1.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that this citation constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 7-21-05

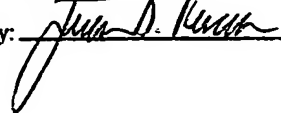
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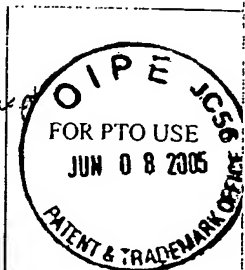
Date: 7-21-05 By: 

Serial No.: 10/070,339 H&O File No.: AVARS-02600 By: TSH/DE
In the Matter of The Application of: Wayne A. Feick et al
Date Mailed: 6/6/05 Due Date:

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JCO3 Rec'd PCT/PTO 08 JUN 2005





PATENT
Attorney Docket No.: AVARS-02600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Group Art Unit:
Wayne A. Feick et al.)	Examiner:
Serial No.: 10/070,339)	<u>TRANSMITTAL LETTER</u>
Filed: February 27, 2002)	162 N. Wolfe Road
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MS: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

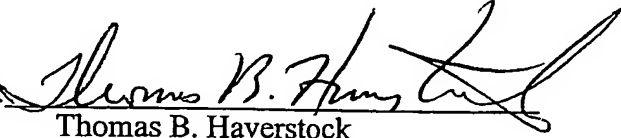
Enclosed please find a Supplemental Information Disclosure Statement and Form PTO-1449, including copies of the references contained thereon, for filing in the U.S. Patent and Trademark Office.

You will also find enclosed the associated Transmittals, Electronic Information Disclosure Statements, and United States Patent and Trademark Office Acknowledgment Receipts for the electronically filed Information Disclosure Statement (EFS ID #85149); and (EFS ID #85150) filed on May 27, 2005.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275. **An originally executed duplicate of this transmittal is enclosed for this purpose.**


Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 6-6-05

By: 
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))
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HAVERSTOCK & OWENS LLP.
Date: 6/6/05 By: 



PATENT
Attorney Docket No.: AVARS-02600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wayne A. Feick et al.

Serial No.: 10/070,339

Filed: February 27, 2002

For: **METHOD AND APPARATUS FOR
COMMUNICATING DATA
WITHIN MEASUREMENT
TRAFFIC**

) Group Art Unit:

) Examiner:

) **SUPPLEMENTAL INFORMATION**
) **DISCLOSURE STATEMENT**

) 162 N. Wolfe Road
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United States Patents or Published Patent Applications have been filed electronically (EFS ID #85149); and (EFS ID #85150). Applicants have become aware of the following printed publication which may be material to the examination of this application:

- European Publication No. EP 0 528 075 A1;
- European Publication No. EP 0 598 969 B1;
- European Publication No. EP 0 788 267 A2;
- European Publication No. EP 0 942 560 A2;
- European Publication No. EP 0 977 456 A2;
- European Publication No. EP 0 982 901 A1;
- European Publication No. EP 0 999 674 B1;
- PCT Publication No. WO 94/08415;
- PCT Publication No. WO 99/06913;


- PCT Publication No. WO 99/14907;
- PCT Publication No. WO 99/14931;
- PCT Publication No. WO 99/14932;
- PCT Publication No. WO 99/18751;
- PCT Publication No. WO 99/30460;
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- PCT Publication No. WO 00/25224;
- PCT Publication No. WO 00/45560;
- PCT Publication No. WO 00/52906;
- PCT Publication No. WO 00/62489;
- PCT Publication No. WO 00/72528 A1;
- PCT Publication No. WO 00/79362 A2;
- PCT Publication No. WO 00/79730 A2;
- PCT Publication No. WO 01/06717 A1;
- PCT Publication No. WO 01/13585 A1;
- PCT Publication No. WO 02/033896 A3;
- Z. Wang et al., "Resource Allocation for Elastic Traffic: Architecture and Mechanisms," pages 158-169;
- J. Yu, "Scalable Routing Design Principles," The Internet Society, July 2000, pages 1-26;
- Paul Francis et al., "An Architecture for a Global Internet Host Distance Estimation Service," pages 1-17;
- T. Bates et al., "Multiprotocol Extensions for BGP-4", The Internet Society, June 2000, pages 1-10;
- S. Kumar et al., "The MASC/BGMP Architecture for Inter-domain Multicast Routing," 12 pages;
- S. Berson et al., "An Architecture for Advance Reservations in the Internet," USC Information Sciences Institute, July 16, 1998, pages 1-21;
- R. P. Draves et al., "Constructing Optimal IP Routing Tables," 1999 IEEE, 1-10;
- R. Govindan et al., "An Analysis of Internet Inter-Domain Topology and Route Stability," USC Information Sciences Institute, 1997 IEEE, 8 pages;

- V. Paxson, "Toward a Framework for Defining Internet Performance Metrics," http://www.isoc.org/inet96/proceedings/d3/d3_3.htm, pages 1-20;
- C. Alaettinoglu et al. "Routing Policy Specification Language (RPSL)," <http://quimby.gnus.org/internet-drafts/draft-ietf-rps-rpsl-v2-00.txt>, pages 1-56;
- P. Traina, "BGP-4 Protocol Analysis," March 1995, pages 1-10;
- B. Krishnamurthy et al., "On Network-Aware Clustering of Web Clients," 14 pages;
- Sami Iren et al., "The Transport Layer: Tutorial and Survey", ACM Computing Surveys, Vol. 31, No. 4, December 1999, pages. 361-405; and
- D. B. Ingham et al., "Supporting Highly Manageable Web Services", Computer Networks and ISDN Systems 29 (1997), pages. 1405-1416.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP


Dated: 6-6-05

By: 
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

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Date: 6/6/05 By: 

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ACKNOWLEDGEMENT RECEIPT

Electronic Version 1.1
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Title of Invention									
METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC									
Submission Type:	Information Disclosure Statement								
Application Number:	10/070339								
EFS ID:	85149								
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ICON1	2415								
USPTOEFSNotice	For assistance with e-filing a patent application, contact the Patent Electronic Business Center: Toll-Free Number:1(866) 217-9197 Website: http://www.uspto.gov/ebc/								
First Named Applicant:	Wayne Feick								
Attorney Docket Number:									
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TRANSMITTAL							
Electronic Version v1.1 Stylesheet Version v1.1.0							
Title of Invention	METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC						
Application Number:	10/070339 *10/070339*						
Date:	2002-02-27						
First Named Applicant:	Wayne A. Felck						
Confirmation Number:	2415						
Attorney Docket Number:							
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<table border="1"><thead><tr><th>Submitted by:</th><th>Elec. Sign.</th><th>Sign. Capacity</th></tr></thead><tbody><tr><td>Thomas B. Haverstock Registered Number: 32571</td><td>/tbh/</td><td>Attorney</td></tr></tbody></table>		Submitted by:	Elec. Sign.	Sign. Capacity	Thomas B. Haverstock Registered Number: 32571	/tbh/	Attorney
Submitted by:	Elec. Sign.	Sign. Capacity					
Thomas B. Haverstock Registered Number: 32571	/tbh/	Attorney					

Documents being submitted	Files
us-ids	AVARS02600A-usidst.xml us-ids.dtd us-ids.xsl
Comments	

ELECTRONIC INFORMATION DISCLOSURE STATEMENT

Electronic Version v1.8

Stylesheet Version v1.8.0

Title of Invention	METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC						
Application Number:	10/070339 *10/070339*						
Confirmation Number:	2415						
First Named Applicant:	Wayne Felck						
Attorney Docket Number:							
Search string:	(4284852 or 4345116 or 4495570 or 4594704 or 4669113 or 4704724 or 4726017 or 4748658 or 4788721 or 4839798 or 4920432 or 4931941 or 4939726 or 4949187 or 4949248 or 5142570 or 5172413 or 5253341 or 5287537 or 5291554 or 5341477 or 5371532 or 5375070 or 5406502 or 5410343 or 5414455 or 5442389 or 5442390 or 5442749 or 5452294 or 5471622 or 5475615 or 5477536 or 5508732 or 5515511 or 5519435 or 5521591 or 5528281 or 5535195 or 5563875 or 5629930 or 5631897 or 5636216 or 5668800 or 5675741 or 5754639 or 5793976 or 5802106 or 5805594 or 5835710).pn.						
US Patent Documents							
Note: Applicant is not required to submit a paper copy of cited US Patent Documents							
Init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
	1	4284852	1981-08-18	Szyblecki et al.			
	2	4345116	1982-08-17	Ash et al.			
	3	4495570	1985-01-22	Kitaajima et al.			
	4	4594704	1986-06-10	Ollivier			
	5	4669113	1987-05-26	Ash et al.			
	6	4704724	1987-11-03	Krishnan et al.			
	7	4726017	1988-02-16	Krum et al.			

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15	4949248	1990-08-14	Caro
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19	5287537	1994-02-15	Newmark et al.
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21	5341477	1994-08-23	Pitkin et al.
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UNITED STATES PATENT AND TRADEMARK OFFICE
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Title of Invention									
METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC									
Submission Type:	Information Disclosure Statement								
Application Number:	10/070339								
EFS ID:	851 50								
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First Named Applicant:	Wayne Feick								
Attorney Docket Number:									
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TRANSMITTAL							
Electronic Version v1.1 Stylesheet Version v1.1.0							
Title of Invention	METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC						
Application Number: 10/070339 *10/070339*							
Date: 2002-02-27							
First Named Applicant: Wayne A. Felck							
Confirmation Number: 2415							
Attorney Docket Number:							
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<table border="1"><thead><tr><th>Submitted by:</th><th>Elec. Sign.</th><th>Sign. Capacity</th></tr></thead><tbody><tr><td>Thomas B. Haverstock Registered Number: 32571</td><td>/tbh/</td><td>Attorney</td></tr></tbody></table>		Submitted by:	Elec. Sign.	Sign. Capacity	Thomas B. Haverstock Registered Number: 32571	/tbh/	Attorney
Submitted by:	Elec. Sign.	Sign. Capacity					
Thomas B. Haverstock Registered Number: 32571	/tbh/	Attorney					

Documents being submitted	Files
us-ids	AVARS02600B-usldst.xml
	us-ids.dtd
	us-ids.xsl
Comments	

ELECTRONIC INFORMATION DISCLOSURE STATEMENT

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Title of Invention	METHOD AND APPARATUS FOR COMMUNICATING DATA WITHIN MEASUREMENT TRAFFIC						
Application Number:	10/070339 *10/070339*						
Confirmation Number:	2415						
First Named Applicant:	Wayne Felck						
Attorney Docket Number:							
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Note: Applicant is not required to submit a paper copy of cited US Patent Documents							
Init	Cite.No.	Patent No.	Date	Patentee	Kind	Class	Subclass
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